

Ron C. Finley, Esq. (Cal. Bar. No. 200549)
Alfredo A. Bismonte, Esq. (Cal. Bar. No. 136154)
Craig Alan Hansen, Esq. (Cal. Bar. No. 209622)
Beck, Ross, Bismonte & Finley, LLP
50 West San Fernando Street, Suite 1300
San Jose, CA 95113
Tel: (408) 938-7900
Fax: (408) 938-0790
Email: rfinley@beckross.com
abismonte@beckross.com
chansen@beckross.com

Mark E. Zeller, Esq. (Cal. Bar. No. 219427)
Law Offices of Mark Edward Zeller
2255 Contra Costa Blvd., Suite 304
Pleasant Hill, CA 94523
Tel: (925) 363-5848
Fax: (925) 363-7454
Email: mzeller@mezlaw.com

Attorneys for Plaintiffs Richard A. Noble and Charlene R. Noble

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

RICHARD A. NOBLE, and CHARLENE R.
NOBLE,

Plaintiffs,

vs.

KIEWIT PACIFIC CO., a Delaware
corporation; LIFE INSURANCE
COMPANY OF NORTH AMERICA, a
Pennsylvania corporation; PETER KIEWIT
SONS', INC. HEALTH AND WELFARE
PLAN; PETER KIEWIT SONS', INC., a
Delaware corporation; JOHN JANSEN, an
individual; MICHAEL PHELPS, an
individual; and JANE SEWELL, an
individual

Defendants.

Case No. C08-00666-SI

**PLAINTIFFS NOTICE OF MOTION FOR
EXPEDITED DEPOSITION OF RICHARD
NOBLE**

DATE: TBD

TIME: TBD

PLACE: Courtroom 10, 19th Floor

Hon. Susan Illston

1 To all parties and their counsel of record:

2 Please take notice that, on a date and time to be determined by the court, plaintiffs Richard
3 Noble and Charlene Noble will move the court for an order permitting the Deposition of Richard
4 Noble to be taken on an expedited basis. Specifically, plaintiffs will ask the court to set a deposition
5 of Mr. Noble consisting of two half-days on either February 14 and 15, February 20 and 21, or
6 February 21 and 22

7 This motion is brought pursuant to FRCP 26(d) on the basis that an expedited deposition is
8 necessary in light of Mr. Noble's deteriorating medical condition.

9 This motion is based on the accompanying memorandum of points and authorities, the
10 supporting declarations of Dr. Lesley Martin and Craig Alan Hansen, the court file, and any other
11 matters to which the court may take judicial notice.

12
13
14 Dated: February 8, 2008

By: /s/ Craig Alan Hansen

15 Ron C. Finley
16 Alfredo A. Bismonte
17 Craig Alan Hansen
18 Beck, Ross, Bismonte & Finley, LLP
19 Fairmont Plaza
20 50 West San Fernando Street, Suite 1300
21 San Jose, CA 95113
22 Phone: (408) 938-7900
23 Fax: (408) 938-0790

24 Mark E. Zeller, Esq.
25 Law Offices of Mark Edward Zeller
26 2255 Contra Costa Blvd., Suite 304
27 Pleasant Hill, CA 94523
28 Tel: (925) 363-5848
Fax: (925) 363-7454

Attorneys for Plaintiffs
Richard A. Noble and Charlene R. Noble

BECK, ROSS, BISMONTE & FINLEY, LLP
50 W. SAN FERNANDO ST., 1300
SAN JOSE, CALIFORNIA 95113
TELEPHONE (408) 938-7900